

Speaker 1: Well, the virus has now killed more than a hundred people in China and new cases have been confirmed around the world.

Speaker 2: So you don't wanna frighten the American public-

Speaker 1: France and South Korea have also got evacuation plans.

Speaker 2: ... but you Need to prepare for and assume-

Speaker 1: Strongly warning Americans to avoid all non-essential travel to China.

Speaker 2: ... that this is gonna be a real serious problem.

Speaker 3: France, Australia, Canada, the U.S., Singapore, Cambodia, Vietnam, the list goes on.

Speaker 4: Health officials are investigating more than a hundred possible cases in the U.S.

Speaker 5: Germany, [00:00:30] a man has, uh, contracted the virus.

Speaker 6: The epidemic is a demon. And we cannot let this demon hide

Speaker 5: Japan where a bus driver, uh, contracted the virus.

Speaker 7: Coronavirus has killed more than 100 people there and infected more than 4,500.

Speaker 5: We have to prepare for the worst always. Because if you don't, and the worst happens...

Speaker 8: War Room: Pandemic, here's your host, Stephen K. Bannon.

Speaker 9: [inaudible 00:01:00].

Madison Cawthor...: [00:01:30] The amount of fraud you should tolerate in an American election is zero. My name is Madison Cawthorn. My first act as a member of Congress will be to object to the electoral college certification of the 2020 election. I want to explain to you why I'm objecting. Because the future of our very nation depends on. Let's establish two irrefutable facts. First, your vote is sacred in America. A free, fair, and legal election is our birthright as Americans.

Speaker 11: Hey Steve [00:02:00] Bannon, I just wanted to tell you that you rock. You are a media honey badger. Keep going.

Speaker 12: Yes.

Speaker 11: We are for you. Every single day, we turn into you. You are, uh... We tune into you Monday through Saturday. Keep it

up. We are with you. You are for us and for the, this nation.

Speaker 12: Yes.

Speaker 11: Awesome.

Speaker 12: Hey, man. Yes. What she said.

Speaker 13: Thank you for being a warrior.
Thank you.

Speaker 12: Thank you for being warrior. We appreciate you. Thank you. We are in the fight with you.

Speaker 11: And we'll win.

Speaker 12: To the end.

Speaker 11: Yes.

Speaker 14: Hi, Steve. Love your show.

Speaker 15: Hi, Steve. I wish you were here.
[00:02:30] We love you. And let's stop the steal.

Speaker 14: Yes.

Speaker 16: Hi, Steve. Love your show. Watch it all the time.

Speaker 17: Hi, Steve. Love you. Stop the steal.

Speaker 16: Make America Great.

Speaker 17: Make America great.

Speaker 16: Keep it great.

Speaker 17: Woo. [inaudible 00:02:44].

Speaker 16: Thank you.

Speaker 9: [inaudible 00:02:48].

Stephen K. Bann...: [00:03:00] Madison Cawthorn says, the new, uh, young gentleman coming up to be, take Mark Meadow's spot in Congress says the, um, [00:03:30] evidence is irrefutable. Welcome to the War Room. We're live from our nation's capital. It's 2nd January, the year of our Lord, 2021. I wanna thank the, uh, guys in Denver, Real America's Voice, for, uh, really going overtime to put this on. Couldn't have a show yesterday because of difficulties in Denver. But we're here grinding it every day.

One of the most important, uh, weeks, historic weeks in the nation's history. Gonna culminate at least the first stage of it with an explosive 12-hour or more session [00:04:00] in Congress on, uh, on Wednesday. Looks like a massive rally happening. Donald J. Trump, uh, is gonna actually speak to the people. I think he's, he's saying it's gonna be 11 o'clock on Wednesday. We're gonna be covering all of that. John Fredericks Radio Network, Real America's Voice.

Up on the satellite dish channel 219. On cable at chan- Comcast channel 113 G News, GTV, and Mandarin throughout the world. We are, uh, on the streaming service. You can get us everywhere. And uh, we're the number one, I think, uh, conservative podcast in the nation. I believe, as [00:04:30] of last night, we're behind Pod Save America. But remember tha- that's all they do, is podcast. We're every... We're the ubiquitous. We're everywhere. Okay?

PAC Show. We got the 2020 War Room man of the year, Rudy Giuliani. We got John Eastman, the constitutional lawyer for the president of the United States. We've got Mark Serrano. Who's leading the effort over there at the Thomas Moore Society with Phil Klein to talk about what's gonna happen. Liz Jo. we got a massive exclusive interview with Archbishop Vigan² who's gonna come out on Monday. It's explosive. [00:05:00] It's a through-down, a war cry against the globalist elite in the, uh, Party of Davos. Liz Jo's gonna give us a preview. We got Ian Smith. Uh, show is packed.

In the fight, I wanna thank those folks. People that we couldn't get to it last week, we apologized. The folks that came out in Maricopa County. Absolutely unbelievable. I think you had the county controller resigned. I didn't want get involved in this fiasco in Maricopa County. The steal out there. They walked away from it. The attorney general then threw in and, and gave a amicus brief.

[00:05:30] So things are shifting today. It's gonna be a, uh, a, a all-hands, uh, meeting with the, uh, state legislatures, uh, state legislators that, uh, that the, uh, Trump, uh, campaign and also, uh, others are putting on to explain this massive evidence of steal. You see, uh, Josh Hawley, uh, coming together.

By the way, Mitch McConnell, Mitch McConnell, not Steve Bannon, not Jack Maxey, my wingman here in the War Room this morning. Mitch McConnell told the senators last week on a conference call, [00:06:00] this is the most important vote you will have in your career. Let me repeat that. This is a group of senators that voted on only the third time, Jack, in a trial of a sitting president for impeachment. They had an impeachment vote earlier in the year and he's telling em, hey, what poll's trying to do is force. And they don't want to have it. He's trying to force what he said is the most important vote you will have ever.

That is about these electors, about the Biden slate versus the Trump slate [00:06:30] in these six states. It's a jampacked weekend. This is one of the most historic weeks in American political history and American history overall. We're gonna start with Boris Epshteyn from the campaign.

So Boris, lay out where we are, how we're gonna get there. Are, are, are, are they gonna be de-certifying slates? Where does this fight go? Mike Pence kind of spit the bit as we say. Louie Gohmert, we'd him on the show the other day. I think it's terrific lawsuit to say, hey, set aside the election, the Elector, uh, Count Act of 1877 [00:07:00] And let's go right back to the constitution. The VP's hardwired into the constitution. And somehow the vice president of the United States and President Trump's Department of Justice argued against that. So walk us through where we stand

Boris Epshteyn: Steve. Great morning to be with you. Thank you so much. Thanks to your listeners. Love those messages from the people in Arizona to you. And I'm getting them all the time on all social media, Instagram, Twitter, a ton of feedback, all positive about being on your show in the War Room being the brain trust of make [00:07:30] America great again. Brain trust of the mega movement.

So here's where we stand. Last night in an interesting decision, a, a federal district court did rule against the Louie Gohmert lawsuit but only on standing, only on standing, not on the merits. Again, using that standing doctrine, the same that the Supreme Court used against the Texas lawsuit to punt on the issue. This time on the issue which is actually pretty clear, the wide, ex- expansive [00:08:00] large amount of power that the vice-president has in terms of counting the votes under the 12th Amendment of the constitution, irrespective of, of what the Electoral Count Act says.

So here's where we stand. In Georgia, a, a, a filing has been made in district court because the Georgia courts have refused to give President Trump and his campaign the due process, which is allotted under Georgia law for an election contest. [00:08:30] An election contest was filed over three weeks ago and the Georgia court system has refused to even assign a judge to it. So now we're taking that to the district court.

The Pennsylvania case is in front of the Supreme Court. And now there are two Wisconsin cases, two Wisconsin petitions [inaudible 00:08:47].

Stephen K. Bann...: But hang on, hang on, hold on, slow down for a second. When you say, when you say in front of it, when you say in front of it, having the courts basically come back and said, hey, we see all these things, but either no standing, or laches, or we just don't wanna deal with it. And the Supreme Court's a perfect example. You had a [00:09:00] great lawsuit. I think the most tightly argued you've had to date, John Eastman's gonna be on next. And essentially, it's crickets, right? Cause they're esse- basically telling you, we don't wanna deal with it. Is, is that what the audience should take away from this? Given the evidence, all the constitutional issues, everything they're saying, no Mos, we just don't want, we don't wanna get involved in this.

Boris Epshteyn: What the Supreme Court is saying is that, right now, you're right, they don't wanna get involved. But what our perspective is, and what the fact is, that there are [00:09:30] 46 electoral votes. And then you include Arizona where they're 11, then you go to 57. 57 electoral votes, which are in contest right now in front of the United States Supreme Court. Meaning petitions, fiduciary petitions for the court to take it up are pending.

So there's no way to say that the election contests are over, or election contests are not continuing, everything is decided. If you count the federal court as being under the purview of the Supreme Court, [00:10:00] which obviously they are-

Stephen K. Bann...: Yeah. Yeah. But hang on. I wanna us, uh, uh-

Boris Epshteyn: ... 57 electoral votes in contest. Which is the reason [inaudible 00:10:05]. Just lemme through real quick. Which is the reason-

Stephen K. Bann...: Your Rudy... By the way, we, we got Eastman, the constitutional lawyer for the president, next. We got Rudy, the head lawyer. You're the deputy over there. I just gotta ask this, correct me if I'm wrong, and I'm not a lawyer. And I don't pretend to be one, right? I turn, I turn that over to you. You know, I hire lawyers, right? So, um, you... Is, isn't... And this is what the Pen suit is about. Just to kind of boil it down to the essence of the thing itself.

[00:10:30] The courts, the Supreme Court, Mike Pence, Pelosi, and McConnell, um, everybody is just, I think sitting there and they're turning and they're saying, hey, we read the constitution and says state legislatures. It's their problem. And that's where the certification is. I think it's one of the reasons you're gonna have this briefing today in the state, uh, legi- in the... Pennsylvania comes back Monday. There's a firestorm out in Arizona. When you boil it down, doesn't this get back to the state legislatures? [00:11:00] They either certify the Biden slates or they don't. And if they don't, you go have a con- you have a contention election, right? So, so is, isn't that the essence of it and the courts are just gonna take a Pasadena on this thing?

Boris Epshteyn: It's, it's the legislat- legislatures in this, in the states. No doubt about it. It's incumbent it upon them in Georgia, in Pennsylvania, in Wisconsin, in Michigan, in Arizona. And I'll call out the ones which are Democrat-controlled in Nevada, in New Mexico to do the right thing, to do the right [00:11:30] thing by the American people and have special sessions continue investigating.

The amount of fraud is absolutely staggering. We're talking about over 400,000 fraudulent uh, fraudulent ballots alleged in Georgia. We know for a fact, from the recount in Wisconsin, that just in Milwaukee, Dane County, I talk about this a lot, over 220,000 fraudulent ballots. We know the 700,000 ballots in Pennsylvania which were mail-in absentee which were not [00:12:00] observed when they were being counted.

We know that the number of the, of around two hun- 200,000 more votes than voters. Than- more votes cast that people who signed into vote in Pennsylvania is real. All this information is out there. All this information is being presented. And these state

legislators cannot stick their head in the sand and say this has nothing to do with us.

You're right. The courts are saying it is incumbent upon them to act. And it is [00:12:30] very clearly in the article tool of our constitution spelled out. That it is the duty and the job of the state legislatures to determine how elections are held. And it is their duty then to determine who the correct electors are. So what's absolutely reputable.

Stephen K. Bann...: What should, what should, what should.... Yeah.

Boris Epshteyn: Now, most of [inaudible
00:12:50]-

Stephen K. Bann...: What, what, what should our audience look for? We gotta a- Yeah, go ahead.

Boris Epshteyn: ... that the vice president has an extensive amount of power. And when it comes on the sixth, we already [00:13:00] know that there's electors from both the Biden side and the Trump side that have been sent to Congress. That was done on December 14th. The vice president's got a lot of power. And that's very important recognizing this case for Louie Gohmert dismissed only on standing, on procedure not on the merits.

Stephen K. Bann...: That's a huge deal. Repeat that to the audience. I wanna make sure everybody understands this. You got the buried lead right there. Walk us through it again. We got about a minute.

Boris Epshteyn: The vice president has a ton of power in terms of opening and counting the electoral, uh, the electoral college votes at the joint [00:13:30] session on the sixth. That power is enumerated in the 12th Amendment of the counts institution. The Louie Gohmert lawsuit, which wanted to have effectively declarative judgment highlighting that power was, was dismissed yesterday in a lower federal court, but only on standing, only on procedure, not on the merits. The merits have not been adjudicated. Which means the power stands.

Stephen K. Bann...: Uh, Boris, give us your, uh, social media so that, uh, people can follow you during the day. They gotta follow you this [00:14:00] week. You can dump Boris after Wednesday, but up from between now and Wednesday, you gotta be on the ground with Boris.

Boris Epshteyn: Well, it'd be nice if you kept me around. On the ground. Boris_Epshteyn, Boris_E-P-S-H-T-Y-N, putting out a ton of content on, uh, in terms of what's happening suits, et cetera, et cetera. Twitter, @BorisEP. Parler, @Boris. Instagram, Boris_Epstein. Twitter @BorisEP. Parler, @Boris. God bless. Rock and roll. We're going to have a huge historic week for America.

Stephen K. Bann...: [00:14:30] Thank you, brother. Uh, a, a guy granted 21st. I remember Madison Cawthorn started this by saying he's in. On Monday, ladies and gentlemen, there was one. There was Mo Brooks, one man alone. CNN's in meltdown yesterday. There's 160 congressmen right now. And guess what? They're gonna cross the 200 congressmen, I think by, by, uh, Sunday. It's time for Minority Leader McCarthy to step up and say, I am Spartacus. Okay? Short break. We'll be back in a second.

Speaker 8: War Room: Pandemic [00:15:00]
with Stephen K. Banner.

Speaker 6: The epidemic is a demon. And we cannot let this demon hide.

Speaker 8: War Room: Pandemic. Here's your

host, Stephen K. Bannon.

Stephen K. Bann...: Welcome back to, uh, War Room: uh, Pandemic. Uh, we're live from the nation's Capital. It's 2nd January, the year of our Lord, 2021. Just finished a historic year 2020. Trust me, this is gonna be big. Uh, we're gonna John Eastman. A little technical crime getting John Eastman on the constitutional lawyer for the president. [00:15:30] Massive constitutional fights going on behind the scenes.

People don't understand president Trump did not return dramatically to the nation's capital and the White House with Melania and basically shine on his, um, his, uh, New Year's Eve party, which is kind of one of his pride and joys. Then come back here and actually left early. Come back in the morning to go through and he... This is a fight. Okay. This is a fight. He was there to, to... And look at the hundred names, he gotta get those back up there in the House, that helped override the, uh, President Trump's veto. And the NDA [00:16:00] was unacceptable. The 20, uh, congressmen from yesterday or senators from, from yesterday, Republicans that joined in to, uh, to override President Trump's veto, the NDA. And Marco Rubio, top of the list.

Um, you know, little Marco, uh, Marco Rubio's done a good job on China. He's been there. He's trying to get a little more populous. But now it's time to stand and deliver. This is a defining moment. This is what happens in forth turnings. This is a defining moment. People will remember this one forever. It's where [00:16:30] you were in this fight. Because here's what folks to understand. We are inundated 24/7 with information and leads and new things. And one of the things we do, and this is from Breitbart, you gotta, you gotta, you gotta separate the weed from the chef. And you particularly in this ladies and gentlemen. You have to avoid the fantasist.

There's all types of people that want to get involved and they wanna be James Bond, and they wanna be fantasists. You ca- you must separate out and focus on what is real. And particularly, what you can [00:17:00] make actionable. Okay? I'll get into more of that later. But one of the things about the, the signal versus the noise we have to get into.

This deal that got forced through between the Chinese Communist Party and Germany, Germany led when their EU. The Merkel's elected president of the European Union. That Party of Davos. They jammed this thing through it at the last second. A really and alliance between the EU and the CCP. And, and trust me, if we don't secure the victory of President Trump, this is the whole thing with the cli- [00:17:30] Paris climate change. It's all gonna be pivoted off of the Party of Davos, which Biden is the representative of. This is, this is one of the things they had to jam in there.

This is signal not [inaudible 00:17:41]. We gonna spend a lot more time with that. I've got analysts working on it. Geo- people in geopolitics, people in finance, this is going to change your life. Archbishop, uh, Vigan², one of the great thinkers in the world is gonna come out. We have a massive exclusive interview which sets the framework for this great conflict between [00:18:00] the nationalist populist throughout the world and the Party of Davos.

Remember it was four years ago in two- uh, four years ago in the 2017. She gave the speech in Davos on Wednesday. And Donald Trump gave his first inaugural address a couple days later that laid out the difference between the Westphalian system, the system of independent nation states that work in alliances versus this global network that is the Party of Da- Davos.

Remember there are no conspiracies, but there also no coincidences. This happening [00:18:30] is going to have a major impact in your life, your children's life, your financial life. And we're gonna have somebody from the New Federal State of China on the second hour with [inaudible 00:18:38]. Turning now to one of the great thinkers about the constitution, and also a man of action. He's the president... Rudy Giuliani runs it overall. He's the president's lawyer, runs it The overall, uh, operation over there.

But John Eastman is the constitutional lawyer that's been putting up these, these lawsuits. John, first off, th- this, this argument of what's actually happening at the state basis and what happened [00:19:00] in the constitution that you and I happened to be on a call last night, and you were walking people through was so brilliant. Could you just walk people through what the framework is for this week and, and why you think, and you've been arguing in court and putting these, uh, briefings and these

suits out there, that this is just outrageous, that, that we're going down this path?

John Eastman:

Sure. I mean, the U.S.

constitution, very clearly, assigns the power of, uh, selecting the manner for choosing electors to the legislatures of the state. Uh, for many years in our nation's history, the legislatures just picked [00:19:30] the president electors themselves. Um, but, but modernly, and for about the last century, uh, or century and a half in some cases, uh, the legislators have said we're gonna do this by popular vote, but we're gonna do it in accord with election laws that we pass election, laws requiring signature verification on absentee ballots, uh, election law laws require you to prove voter ID.

All of those things designed to minimize the risk of fraud in how we conduct the election. And in a number of states, [00:20:00] and most egregiously in Georgia and Pennsylvania and Wisconsin, um, partisan-elected officials, and in some cases, partisan judicial officials ignored or altered those legislative commands and conducted the election in violation of the manner that the legislature had set out. That, that means the election was illegally conducted. And you don't even have to get into the number of ballots affected. It was illegally conducted.

And I'll give you, I think, the most egregious example. In Georgia, they have a provision that if you, if you have evidence [00:20:30] of fraud or, or irregularities, uh, or evidence that a significant number of illegal ballots have been cast or legal ballots not properly counted, you can bring an election contest within five days after the conclusion of the recount.

Uh, they did that on December 4th in Georgia. And, uh, here we are a month later and we still don't even have a judge assigned to hear that case. And yet the governor went ahead three days after that challenge was brought and certified the electors, completely ignoring [00:21:00] the statutory mechanism set out for resolving election disputes. Uh, and that means we have a failed election.

And another provision in federal law. Three United States Code section two that says when the state has failed to choose electors on the date assigned by Congress, the power to choose the electors devolves back to the legislature because they have the ultimate constitutional authority here. And we've got a lot of legislatures that are afraid to exercise that constitutional power because they think they have to get [00:21:30] permission from the governor to have their session, or they've gotta get permission from the courts, uh, to do anything.

No, this is a power the constitution assigns exclusively to those state legislatures. And they need to act. Because what we have here is massive evidence that this election was at least conducted illegally, uh, uh, you know, in violation of the state statutes, but lots of evidence as well that, as a result of that illegal conduct, removing checks against fraud in the absentee ballot process that we have absentee fraud, [00:22:00] uh, the, more than enough to have affected the outcome of the election.

Uh, and I think it's the duty of these legislatures to fix this, uh, this egregious conduct and make sure that we're not putting in the White House some guy that didn't get elected.

Stephen K. Bann...:

This is what the constitutional crisis is. I wanna be very specific and, and drill down to this, 'cause this is gonna be historic. This is... We're, We, we are entering into one of the most, um, important constitutional crisis the country's ever had.

Your theory of [00:22:30] the case, essentially, if you got, if, if you did, if they did, did give you an expedited hearing, if you went through all this process and you're filing other suits or just as powerful, at the end of the day, isn't what the Supreme Court's gonna say, and look, I'm not a constitutional guy, but aren't they gonna say, hey John, great argument, uh, we, we gotta, we're not gonna overturn the Biden electors, we're gonna flip this whole thing back to the state legislatures? And they've gotta either re- reaffirm they've gotta stand up. Isn't this all get back to the state legislatures, [00:23:00] and particularly in these five states?

John Eastman:

There, there, there're two places where it gets back to. It gets back to the state legislatures because, because their process was not followed. And it was deliberately not followed. This was a concerted effort to thwart the checks, the anti fraud provisions they had put into

place. Uh, so it devolved back to the state legislature. And the only other place where it devolves back to is the Congress, and particularly the vice president who will sit in presiding over a joint session of Congress, beginning January 6th, to count the [00:23:30] ballots.

And they've got, they've got multiple slates of ballots from seven states. And they've gotta decide, uh, which of the, which is the valid slate to count. Uh, uh, I think they have that authority to make that determination on their own, but it would certainly be helped immensely if the legislatures in the states look at what happened in their own states and weigh in, exercising their power under the U.S. constitution.

And here's the, the biggest problem. We haven't had this happen... You know, there was one, one minor event in 1960 outta Hawaii, [00:24:00] but we haven't had it happen on the scale that we have now with multiple slates from multiple states since 1876. They don't understand that the power they have to exercise here is not derived from their state constitution. It's derived from the federal constitution.

So restrictions on that power, like we, we can only meet with the permission of the governor of our state, restrictions on that power, uh, are preempted by the federal constitution. They have this power directly from the federal constitution. And they... And it's there for a reason. Because it's much [00:24:30] easier to corrupt a single executive official than it was to corrupt the entire legislature to have an outcome.

And they wanted the branch of government closest to the people, which is the legislature, to be the one that has the ultimate say about here. And, and, and these guys need to understand their constitutional authority, uh, and their constitutional duty to put a stop to this egregious violation of law that has occurred.

Stephen K. Bann...: The, the, the Louie Gohmert suit is essentially saying that the Electoral, [00:25:00] Electoral Count Act of 1877 is unconstitutional. Again, go back to the constitution, and there, the president of the Senate, the vice president of the United States, is hardwired in. And he's actually a decision maker. This is not ministerial. It, it is that correct?

John Eastman: Right.

Stephen K. Bann...: And last night, the ruling was so important because the judge didn't wanna touch the merits, right? It's, once again, you got no standing.

John Eastman: Right.

Stephen K. Bann...: A, are, are we to assume that this is gonna be a [inaudible 00:25:23] battle that's gonna take place this week about the very question of the constitutionality of the Electoral Count Act of 1877.

John Eastman: [00:25:30] Well, I think a lot of that depends on the courage and the spine of the individuals involved. But look, uh, uh, I, I love representative Gohmert. I think he's terrific.

Stephen K. Bann...: Congra- but, but, uh, uh, can we ask you to stay through the commercial break and bring you back?

John Eastman: Sure.

Stephen K. Bann...: I know you're... Sorry to swamp, but, but here's the reason. When you just said the courage in the spine, we know Louie Gohmert's got all the cour- He's pure honey badger. Judge Gohmert from down Texas One. That is guy as tough as Texas boot leather. Okay? Are you talking on the other side of the football? [00:26:00] Would you be, would you be... That would be a nice way to say a guy named Mike, uh, Vice President Mike Pence.

John Eastman: Yes.

Stephen K. Bann...: I don't wanna, I don't wanna put you on a spot like that, John. You're too good man, John, John Eastman. (laughs)

John Eastman: Stop.

Stephen K. Bann...: One of the most decent guys I've ever met. So hell, we're gonna take a short commercial break. We're returned with the president's constitutional lawyer, John Eastman. Also gonna bring in his personal lawyer and the guy running the entire thing, War Room's 2020 man of the year, Rudy Giuliani [00:26:30] all next on the other side of this commercial break with Jack Maxey, Stephen K. Bannon live from the nation's capital. We'll return in a moment.

Speaker 8: War Room: Pandemic with Stephen K. Bannon.

Speaker 6: The epidemic is a demon. And we cannot let this demon hide.

Speaker 8: War Room: Pandemic. Here's your host, Stephen K. Bannon.

Stephen K. Bann...: Okay. We're gonna do cold opens, but we're jam for time. We got, uh, John Eastman, the president's constitutional lawyer. [00:27:00] Uh, walk us through, uh, Brother Eastman, what you think is, how is this going to evolve and what should the audience... We, we pride ourselves on tomorrow's news today in the signal, not the noise.

There's a lot of noise out there. Guys are running around. People are not qualified telling state legislatures what their constitutional powers are or not. You've got this [inaudible 00:27:19] thing. Nancy Pelosi and the... The wood chopping you hear is Nancy Pelosi and Mitch McConnell working nonstop to be changing rules. So trust me, they don't don't want a big, they don't want [00:27:30] 20, you know, they don't want 12 hours, two hours per state on showing these receipts on Wednesday.

So you've got guys working here 24/7, trying to chop block the president of the United States, and particularly his defense of this Republic and the constitution. So John Eastman, you're the, you're the lead sled dog here, what, what, what should people be looking for?

John Eastman: Well, I think they ought to not just be looking for it, but they ought to be putting pressure on their state legislatures. So if you're in Georgia or Pennsylvania or Wisconsin or Arizona, call your legislatures, demand that they [00:28:00] have, uh, that they call themselves into session, which they have the constitutional authority to do, no restriction, and their constitution telling them they can't exercise its power is valid. It it's, it's preempted by the federal constitution.

There's a little thing in the federal constitution called the supremacy clause. And it says the laws and constitution of the United States are the supreme law of the land. Nothing in the state laws or state constitution's to the contrary not withstanding. It cannot be more clear here. And pressure needs to be brought on these recalcitrant legislators, [00:28:30] um, to call themselves into session and to make an assessment of what happened in their state.

And then either de-certify, uh, the existing slate of electors if there's just too much uncertainty about the results of the election. Or certify the correct slate of electors if the, uh, if the, if the number of ballots that are shifted, if you get rid of the illegal ones, are enough to affect the outcome, as we believe they are. They need to do that this week before Wednesday. So pressure, pressure beginning now. And, and, and, you know, rolling thunder pressure. [00:29:00] If you find one guy's saying, well, I can't do anything, the leader is, is the one blocking it. And shift the focus to the leader.

The second thing that needs to happen is, look, look, um, uh, I, I, I think what's gonna happen or should happen in Congress is we can't count a, slates of electors that

were illegally certified. Uh, and if they were certified after an election that violated fundamental state law, those are illegally certified. If you were or I were to submit a, a, a bank mortgage application to Fannie Mae or Freddie [00:29:30] Mac that had that kind of misrepresentation on it, we would be in prison. So the, so, so we need to bolster the authority of our leaders in Congress to not accept, uh, fraudulently certified slates of electors.

Stephen K. Bann...: Okay. We're gonna be putting that up, uh, from Denver in a moment. Just hang on there. Okay. One last question. Is the president's best path to, to affirm his victory of November 3rd, uh, hang on, getting a [00:30:00] contingent election here in the House of Representative? Or is there a way, an alternative way that you see the power through this using either the Electoral Control Act or some decision that made that the vice president of the United States grows a spine and understands his constitutional duty as you interpret it, Mr. Eastman?

John Eastman: Yeah. Yeah. So look, uh, we've got, we've got cert petitions pending in the Supreme Court on this very question from Pennsylvania and Georgia. A new case was filed New Year's Eve in... I'm, I'm sorry, [00:30:30] from Pennsylvania and Wisconsin. And a new case was filed Christmas, uh, New Year's Eve in Georgia, raising the same thing. The states ignored their state election law. And those slates of electors are invalid.

And I think if the vice president, as presiding over the joint session, would at least agree that because those ongoing ca- uh, contests have not been resolved, we can't count those electors. That, that, that means that nobody has a majority of the electors. Um, and either they delay things, so those constitutional challenges [00:31:00] are resolved, uh, or they say, okay, well, we don't have electors from those states, that, nobody has a majority. This is going to the House. Either out, either route requires that we look at what actually happened here and get to the bottom of it. This is more, this is about more than who wins this particular race. We no longer-

Stephen K. Bann...: Yes.

John Eastman: ... have a self-governing republic if the, if the elections that, that we participate in are meaningless because of fraud. Uh, and that's, that's the stakes. Are, are we gonna be a self-governing [00:31:30] republic? Or are we not? Those are the stakes. And it's, it's much bigger than whether President Biden or President Trump, uh, gets sworn into office on, on January 20th. This goes to the heart of whether we're a Republican form of government. And whether we get to control the direction of our government or not.

Stephen K. Bann...: This is why Mitch McConnell said the other day, when he got on a conference, he told these guys who had just voted nine months before o- only the third time in the history of public at a trial to impeach a president told him this [00:32:00] will be the most important vote you ever take. John Eastman, how do people get to your social media so they can follow you during the day, sir?

John Eastman: Uh, Dr. John Eastman at Twitter and John Eastman at, uh, at Parler.

Stephen K. Bann...: You're a good man, sir. Thank you for joining us here in the [inaudible 00:32:15].

John Eastman: Than you, Steve. Keep up the good work.

Stephen K. Bann...: Thank you. Thank you, sir. Uh, I wanna bring in now the War Rooms 2020 man of the year, Rudy Giuliani, uh, America's mayor. Mayor Giuliani, I gotta go to the, uh, cut right to the chase. You, you have been obsessed [00:32:30] with one thing as I've known you as a friend, a colleague, and, and somebody working on this for weeks and weeks and weeks and weeks. And it goes

off of, uh, what John Eastman just said.

It's about the responsibility. Not simply the constitutional responsibility, but the moral responsibility of these state legislatures who never signed up. They understand they never signed up for this 'cause we never thought about it. But right now, Eastman, Eastman frames it perfectly. And even Mitch McConnell said the quiet [00:33:00] part out loud last week. This is more important than do- And Trump understands this. This is more important than November 3rd. This is more important than even Trump's presidency as it, it confirm his victory. This is more important, this fight between the nationalists and the globalists, is more important to fight between progressives and conservative, is more important than this fight between Republicans and Democrats.

This get to the heart. If you go read Roman history, this is like towards how [00:33:30] the Republic fell, right? And became a totalitarian or authoritarian empire. We're at that moment. And that's what this week is. And Mayor Giuliani, you have been obsessed with the responsibilities of the state legislature and what they can't do, which is to essentially break the law and send this forward. Will you explain to our audience wha- the details and what you mean by that?

Rudy Giuliani: Well, what I mean, what I mean by that is the founding fathers figured out where to point the finger of responsibility. And [00:34:00] the buck stops with the state legislatures. It's right in the constitution, article two, section one, cause two. It may be that we didn't pay that much attention to it in the past cause we haven't, but it's been there from the beginning. And it makes clear that it's their responsibility. And when they took an oath of office, they all took an oath of office to uphold that constitution, including that clause.

The founders even anticipated a close, difficult, and contested election. [00:34:30] And they made a deliberate choice to give it to the legislators closest to the people. Now, I believe, and I don't think, um, far off, and I think most people will understand this, this election will be scrutinized for years. Maybe for many years. This would be the most historic vote they cast. And certainly is gonna probably be the most scrutinized in terms of their political careers, their personal lives, and what we think of them as men and women of integrity.

And, uh, the, if you just focus [00:35:00] on it, they are being asked now to sit by and watch a fraud get perpetrated in the name of their state. This is before we get to whether Trump won. What we know is the vote count is substantially wrong. We know that in each one of those states, and I can go through each one. You know, I'll pick just one. Arizona. We know in Arizona that illegal immigrants, uh, people without citizenship voted. [00:35:30] That is not considered in the vote count of Arizona. 32,000, at least. Determined by, not the best sources. We had to go to newspapers and records, but they're all for sure, illegals.

So you gotta deduct 32,000 from this vote count. Uh, same thing with... I'm sorry, dead people can't vote. Well, 8,000 of them voted in Arizona. And they're counted. We call that a fraud. They submitted a statement to the government. [00:36:00] And that statement is a false statement. They have to take responsibility for that, for good or for bad. They can't get away with it by saying, oh, it's too complicated. I didn't understand. I had those responsibilities. And I don't think history is gonna let them get away with it. So I have to impress on them. I hope over the next couple of days, and no one does it better than Professor Eastman. That this is a decision with great consequences.

It also is, as you point out, we've [00:36:30] had a terrible year for human rights and civil rights. We've had our freedom of speech trampled. We've had our freedom of a religion attacked terribly. We've had our freedom of movement virtually taken away from us. If look at those three things and we're starting to look like, you know, East Germany before the, before the wall.

Stephen K. Bann...:

But.

Rudy Giuliani:

And now-

Stephen K. Bann...:
want... But hang, hang on second.

But when you lo- This is what I

Rudy Giuliani:

[inaudible 00:36:53].

Stephen K. Bann...:

I wanna get to this. This...

Yeah, but here, here's the po- here's one of the points I want you to address. The audience [00:37:00] that's worked so hard, and this is the most powerful audience in all media, 'cause we have activists who'd go do it and the, the, they'll burn down the phone lines. They're sitting there li- they're like in a Kafkaesque novel. They're, they're, they're looking and say, hey, we got Eastman and Rudy, you know, we got Trump. And they're making this argument. They got the receipts. They got the evidence in every vertical and, and the ill- illegal, the voter fraud vertical.

Rudy Giuliani:

Yes, correct.

Stephen K. Bann...:

The ballot fraud vertical, the election fraud vertical, the no chain of casting the mail-in. And that's even before let's leave off to the side dominion and what's gonna take longer [00:37:30] and real investigations from, from law enforcement [inaudible 00:37:32].

Rudy Giuliani:

Sure, sure, sure.

Stephen K. Bann...:

But that's, that's a free option. That's huge too, but that's for another day. You got all of this, which are hundreds of thousands. And these are Republican-controlled legislatures. What pe- the disconnect is... Mayor, how, when evidence, is that overwhelming? When their constitutional duties are so specific, how do you have guys running around telling them you have no power, you just have to take a pass on this and let it just play out the way it's gonna play out? Ha- ha- [00:38:00] how did they, how do they have these people out there that are telling them that?

Rudy Giuliani:

Well, this is why this election is bigger than Donald Trump, Joe Biden, you me or any of us. Because this is a, um, this, this is a pernicious scheme by the Democrat Party to steal this election. And these Republicans, some of them unknowingly, but some of them knowingly, are participating in it. I mean, and, and if you let this happen, it's only gonna happen again. [00:38:30] It's happening right now in the Senate race in Georgia.

And we're maybe three, four votes away from getting the Georgia legislature to de-certify and to certify Donald Trump. And the people blocking it right now are people, uh, like, uh, Speaker Ralston, who is a good man, but somehow he is got himself hung up on whether he can call a special session or not. He can't possibly have himself hung up on fraudulent voting. The, the committee [00:39:00] has had 50 witnesses, uh, uh, documentary evidence, motion pictures that show fraud.

Uh, Trump... You can... I can demonstrate you that Trump won the state by 80 or 90,000 votes at a minimum. He knows all that. He's a smart man. But he's all hung up on, can we call a special session? And that's where Professor Eastman is so important. Because he explains that you have that right by virtue of the fact that this is a special [00:39:30] power you have given to you by the United States constitution. And it is true that some of them have had a hard time believing that, accepting it. It's a little bit like, I'm just a state representative. You mean I get to choose the president? Yes, sir. Yes, ma'am. You do. Our founding fathers put the finger responsibility on you. This is your job. And-

Stephen K. Bann...:

Ma- mayor, mayor, could you hang ov- could you hang over just through a commercial break?

Rudy Giuliani:

Of course.

Stephen K. Bann...:

I've a couple more questions.

Rudy Giuliani:

Of course.

Stephen K. Bann...: Okay. Mayor Rudy Giu- Mayor Rudy Julian. And, and, and did, did... I just [00:40:00] hear some breaking news. You're three or four vote way in the Gouse or in the Senate in Georgia?

Rudy Giuliani: I would say we're three or four votes away in the Senate in Georgia.

Stephen K. Bann...: Okay.

Rudy Giuliani: And we don't know how many votes we're away in the House, but we understand that Speaker Ralston, if he were to bring it to the floor, probably [inaudible 00:40:16].

Stephen K. Bann...: I'll tell, I'll tell, I'll tell you what? Let's, le- let's, uh, let's, let's we, we're gonna return with that. Mayor Rudy Giuliani, the president's lawyer. We're gonna take a short commercial break. We're gonna return with Mayor Giuliani, Mark Serrano, Liz Jo, [00:40:30] all in the 11 o'clock hour. We'll be back in a moment.

Speaker 8: War Room: Pandemic with Stephen K. Bannon.

Speaker 6: The epidemic is a demon. And we cannot let this demon hide

Speaker 8: War Room: Pandemic. Here's your host, Stephen K. Bannon.

Stephen K. Bann...: We started the week with one, uh, Mo Brooks. Uh, we've gotten... We'll play video in the next thing. We now have 160. I think we're going to 200. And I think Kevin McCarthy's gonna be part of that. You know why? He's not [00:41:00] gonna have a choice. Okay. Mitch McConnell is working nonstop not to have other people stand up with the brave Josh Hawley. Rudy Giuliani, the president's lawyer is our, is our guest.

Mayor, just in thinking through the critical path between now and this historic day on Wednesday. I know you're, you're working nonstop. And by the way, everybody should know Mayor Giuliani is like putting in 20, you know, 20 hours a day. And, and Mayor, I think you're on the other side of 70. I don't wanna get, you know? I, I know it's not, I know you, you wanna shave a few years off that, but you're, [00:41:30] you're, you're... I've never seen a guy... The president and, and Rudy Giuliani are, are I, I, insane about how hard they work, and how many hours they work, and how they never take a day off.

Mayor, walk people through... You're actually not... One of the things people don't think understand is you're not going to be actually able to prosecute the case on Wednesday. You've actually got to do a, a shift. You're, you're working state legislatures. You're working nonstop. The hill... Your team's got now doing a whipping thing that [00:42:00] you see these guys in the hill, all standing up and saying, hey, I am Spartacus, right? Did you... I know you're working in the Senate.

But one of the most important things is that your voice, your guidance, from Gettysburg to Phoenix, to Georgia, it's always been you, right? And your team, this amazing team you've put together to argue this and to really drive this and to drive Biden now 50/50. And the American people think it's illegal and illegitimate. It's an unbelievable with, with the tech ga- the, the oligarchs shutting it down in Silicon Valley in mainstream media.

You have to do a transition. [00:42:30] Walk people... How are you going to do that? Are you going to brief people up? Are you gonna turn things over? Are they not gonna let you speak? On Wednesday, we're gonna see Rudy on TV or is it gonna be Josh Hawley, Jim Jordan? Wha- what's the process?

Rudy Giuliani: Well, none, no lawyers can

speaking, uh, for either candidate in this, this kind of proceeding. And it's very much like the concluding impeachment debate where it has to be carried by the members. And there, I think we're very fortunate. First of all, in the House, we have, not only skilled lawyers, but I mean [00:43:00] they went through that immigration whole situation. And if you watch their development, they-

Stephen K. Bann...: You mean, you mean, you mean impea- you mean the impeachment, the impeachment?

Rudy Giuliani: Right. Yeah. And, and, yeah. And, and impeachment. If you, if you look at people like Jim Jordan and Matt Gaetz and, uh... Gosh, I mean, they're, they are, they are skilled. They're some of the finest trial lawyers. And Hawley's stepping forward. I know, I guess he's the youngest member of, of, of the Senate. But, uh, this guy is a very, very good lawyer. Supreme Court law clerk, but also a prosecutor. Uh, he knows what he's doing. I [00:43:30] was really glad... You know, the only person I'd match him with in the Senate would be, uh, Lindsey, in terms of legal ability and the ability... And not just legal litigation ability.

So yes, we're briefing them, uh, and their staff, basically turning over the knowledge that we have to them. They'll decide what they want to use of it. Uh, but that's going pretty smoothly. We're gonna have a session today. We've been working around the clock and we have staff exchanging things. The Senate gets a little bit different because there's an awful lot of work for [00:44:00] Josh Hawley, just Josh himself. Uh, I hope a few more join him, you know, to, to, um, to, to take up [inaudible 00:44:13].

Stephen K. Bann...: Well, that's the case. By, by the way, you, you, you've got, you've got Ted Cruz, you've got, you've got Lindsey Graham. You've got, uh, Tom Cotton from Harvard Law School. You've got some heavies over in the Senate where I... You know, you started with one on Monday with Mo Brooks. You've got 160 now. And I think you're gonna see 200 by the end of the weekend. You've got, um, you've [00:44:30] got, uh, you know, you've got one man alone with Josh Hawley. Wha- what's the probability we get some of the other heavy hitters like Tom Cruz-

Rudy Giuliani: I think we'll ten-

Stephen K. Bann...: ... like Tom Cotton?

Rudy Giuliani: I think I, I... First of all, I think we're gonna have, you know, a lot of support, a lot more support than you think. I think they, they are afraid of Mitch. And therefore they're waiting a little. I think we'll have at least five to 10 that'll be active. And I think we'll have support from a, a large number. I don't want to guess at a number yet, but it's gonna be a lot more than people think.

And in the House, um, [00:45:00] we've got veterans. (laughs) You know, we have veterans of this kind of process. Um, Andy Biggs and... I, I don't wanna mention just a few, but Gaetz and Biggs and Jordan. I mean, Jordan's a terrific trial lawyer. He ripped the [inaudible 00:45:14]. I'm, I'm sorry we're missing Mark Meadows. I told him, can you go and ask a couple of Doug Collins? I mean, they were, they were some of the best. But we'll be okay there.

Stephen K. Bann...: Ma-

Rudy Giuliani: I mean, of course I'm frustrated. I'm really frustrated that I can't do it and Jenna can't do it.

Stephen K. Bann...: Yap.

Rudy Giuliani: I mean, we know we're the best.

Stephen K. Bann...: That's right. [00:45:30] Yeah.

Rudy Giuliani: But, but-

Stephen K. Bann...: Let me, let me-

Rudy Giuliani: ... I think, I think we're in very good hands.

Stephen K. Bann...: Last, last question. Is the... You, you've made your name on breaking the Five Families. You ever saw The Sopranos. Hey, Rudy Giuliani put the Five Families outta business. Rudy Giuliani put the mob on Wall Street outta business. You're a, you're a legendary prosecutor. Do you believe we need a special prosecutor on this now?

Rudy Giuliani: Yes, sir.

Stephen K. Bann...: Do you believe there's a RICO, do you think there's a RICO case to actually go after? We got about two minutes.

Rudy Giuliani: Yeah. The answer is... You know, I answered a before you finished it. The answer is yes, sir. [00:46:00] We need a, we need a special prosecutor. Now, first of all, you're gonna be plagued with conflict questions. And there'll be real ones. And second, a RICO case is not impossible, but it's a complex case to put together. And maybe in this country, there are 20 people, 25 people that really have had experience in doing it. And it needs that.

Stephen K. Bann...: Wow.

Rudy Giuliani: This is, this is the Biden crime family case. This is not a hunt to Biden. Don't fool yourself. The minute any ethical prosecutor begins looking at this, within [00:46:30] 20 documents, you go right to Joe. Joe's the head of this. 30 years. And it gets prescribed in one simple text.

Stephen K. Bann...: Oh. So you're ta- By the way, you're... But you're talking about the CCP. Yeah. That's, that, that I want. But I'm talking about in the election fraud. Do you think there's a RICO case to build there? And do you think in the election fraud, you need a special prosecutor?

Rudy Giuliani: Absolutely. I mean, all the- all these guys that they're investigating have been, uh, shmeer in the Democratic Party for years. I mean... (laugh) Including, including, uh, some people, you know, very, very close to the administration. You, [00:47:00] you, you think this was a, like just an accident. This has been going on for four or five years. This whole plan. Uh, it was actually practiced before. Uh, a lot more is gonna coming [inaudible 00:47:10].

Stephen K. Bann...: So you think there's a... You think on the election frau- You think just last... You think, on the election fraud side, there's no doubt in your prosecutorial mind-

Rudy Giuliani: Go, go up high.

Stephen K. Bann...: ... that you have a RICO case that needs a special prosecutor assigned by the-

Rudy Giuliani: Yes, sir.

Stephen K. Bann...: ... Justice Department at the direction of the president of the United States to sort this out?

Rudy Giuliani: Absolutely. I mean, this, this

is gonna go to the heart of the Democratic Party. This [00:47:30] was not a, an accident. This was well thought out. It was well planned. It's gonna become international in scope. Uh, and it's a very, very complex- that is actually a much more complex case than the Biden case. The Biden case, I, I told you, I could get an indictment in that case in a month or two. And I, I'd be more than happy to prosecute it in front of any jury. I have no fear about winning that case.

Stephen K. Bann...:

Stop-

Rudy Giuliani:
It's more of an investigation.

The election case messed up. And

Stephen K. Bann...:
volunteering [00:48:00] for stuff, Rudy.

S-stop volun- stop volun- stop

Rudy Giuliani:

I wanna do it.

Stephen K. Bann...:

No. Ok- okay.

Rudy Giuliani:
been, I haven't-

I wanna do it. But I haven't

Stephen K. Bann...:
(laughs)

We gonna give your social media.

Rudy Giuliani:
years. I used to be, I used to be okay in front of a jury. Just okay. They don't have to be afraid of me. I'm just a country lawyer.

... been in front of a jury in

Stephen K. Bann...:
American hero. More importantly, you're a War Room, you're War Room: Pandemic's man of the year for 2020. Thank you for joining our first show at 2021. Really honored and appreciated.

Mayor Giuliani, you're an

(singing)